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| <b>PATENT APPLICATION FEE DETERMINATION RECORD</b>  |                                  |                                    |               |                 |                | Application or Docket Number<br><b>09/989289</b> |                |
|---|----------------------------------|------------------------------------|---------------|-----------------|----------------|--|----------------|
| Substitute for Form PTO-875   |                                  |                                    |               |                 |                |  |                |
| <b>CLAIMS AS FILED – PART I</b>   |                                  |                                    |               |                 |                |  |                |
| (Column 1)  |                                  | (Column 2)                         |               | SMALL ENTITY    |                | OR<br>OTHER THAN SMALL ENTITY                    |                |
| FOR   | NUMBER FILED                     | NUMBER EXTRA                       |               | RATE            | FEE            | RATE   | FEE            |
| BASIC FEE<br>(37 CFR 1.16(a))   |                                  |                                    |               |                 | \$ _____       |  | \$ _____       |
| TOTAL CLAIMS<br>(37 CFR 1.16(c))  | minus 20 =                       |                                    |               | X \$ _____ =    |                | X \$ _____ =                                     |                |
| INDEPENDENT CLAIMS<br>(37 CFR 1.16(b))  | minus 3 =                        |                                    |               | X \$ _____ =    |                | X \$ _____ =                                     |                |
| MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))   |                                  |                                    |               | + \$ _____ =    |                | + \$ _____ =                                     |                |
|   |                                  |                                    |               | TOTAL           |                | TOTAL  |                |
| * If the difference in column 1 is less than zero, enter "0" in column 2.   |                                  |                                    |               |                 |                |  |                |
| <b>CLAIMS AS AMENDED – PART II</b>  |                                  |                                    |               |                 |                |  |                |
| (Column 1)  |                                  | (Column 2)                         |               | SMALL ENTITY    |                | OR<br>OTHER THAN SMALL ENTITY                    |                |
| AMENDMENT A   | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE            | ADDITIONAL FEE | RATE   | ADDITIONAL FEE |
| Total<br>(37 CFR 1.16(c))   | 78                               | Minus                              | 78            | X \$ _____ =    |                | X \$ _____ =                                     |                |
| Independent<br>(37 CFR 1.16(b))   | 9                                | Minus                              | 9             | X \$ _____ =    |                | X \$ _____ =                                     |                |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))   |                                  |                                    |               | + \$ _____ =    |                | + \$ _____ =                                     |                |
|   |                                  |                                    |               | TOTAL ADD'L FEE |                | TOTAL ADD'L FEE                                  |                |
| (Column 1)  |                                  | (Column 2)                         |               | SMALL ENTITY    |                | OR<br>OTHER THAN SMALL ENTITY                    |                |
| AMENDMENT B   | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE            | ADDITIONAL FEE | RATE   | ADDITIONAL FEE |
| Total<br>(37 CFR 1.16(c))   | .                                | Minus                              | .             | X \$ _____ =    |                | X \$ _____ =                                     |                |
| Independent<br>(37 CFR 1.16(b))   | .                                | Minus                              | .             | X \$ _____ =    |                | X \$ _____ =                                     |                |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))   |                                  |                                    |               | + \$ _____ =    |                | + \$ _____ =                                     |                |
|   |                                  |                                    |               | TOTAL ADD'L FEE |                | TOTAL ADD'L FEE                                  |                |
| (Column 1)  |                                  | (Column 2)                         |               | SMALL ENTITY    |                | OR<br>OTHER THAN SMALL ENTITY                    |                |
| AMENDMENT C   | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE            | ADDITIONAL FEE | RATE   | ADDITIONAL FEE |
| Total<br>(37 CFR 1.16(c))   | .                                | Minus                              | .             | X \$ _____ =    |                | X \$ _____ =                                     |                |
| Independent<br>(37 CFR 1.16(b))   | .                                | Minus                              | .             | X \$ _____ =    |                | X \$ _____ =                                     |                |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))   |                                  |                                    |               | + \$ _____ =    |                | + \$ _____ =                                     |                |
|   |                                  |                                    |               | TOTAL ADD'L FEE |                | TOTAL ADD'L FEE                                  |                |
| * If the entry in column 1 is less than the entry in column 2, write "0" in column 3.<br>** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".<br>*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".<br>The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1. |                                  |                                    |               |                 |                |  |                |

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

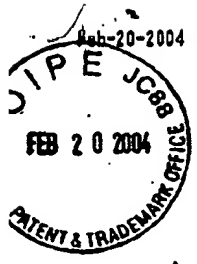
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| <b>PATENT APPLICATION FEE DETERMINATION RECORD</b>                        |   |                                  |       |                                    |               | Application or Docket Number<br><span style="font-size: 1.2em;">09/989289</span> |                |                               |                |
|---|---|----------------------------------|-------|------------------------------------|---------------|--|----------------|-------------------------------|----------------|
| Substitute for Form PTO-875   |   |                                  |       |                                    |               |  |                |                               |                |
| <b>CLAIMS AS FILED – PART I</b>   |   |                                  |       |                                    |               |  |                |                               |                |
| (Column 1)  |   | (Column 2)                       |       | SMALL ENTITY                       |               | OR<br>OTHER THAN SMALL ENTITY  |                |                               |                |
| FOR   | NUMBER FILED  | NUMBER EXTRA                     |       | RATE                               | FEE           | RATE   | FEE            |                               |                |
| BASIC FEE<br>(37 CFR 1.16(a))   |   |                                  |       |                                    | \$            |  |                |                               |                |
| TOTAL CLAIMS<br>(37 CFR 1.16(c))  | 34  | minus 20 =                       | 14    | X \$                               |               | X \$   | 18 = 252       |                               |                |
| INDEPENDENT CLAIMS<br>(37 CFR 1.16(b))                                    | 4   | minus 3 =                        |       | X \$                               |               | X \$   | 84 = 84        |                               |                |
| MULTIPLE DEPENDENT CLAIM PRESENT. (37 CFR 1.16(d))                        |   |                                  |       | +                                  | \$            | +  | \$             |                               |                |
|   |   |                                  |       | TOTAL                              |               | TOTAL  | 6076           |                               |                |
| * If the difference in column 1 is less than zero, enter "0" in column 2. |   |                                  |       |                                    |               |  |                |                               |                |
| <b>CLAIMS AS AMENDED – PART II</b>  |   |                                  |       |                                    |               |  |                |                               |                |
| (Column 1)  |   | (Column 2)                       |       | (Column 3)                         |               | SMALL ENTITY   |                | OR<br>OTHER THAN SMALL ENTITY |                |
| AMENDMENT   | DATE  | CLAIMS REMAINING AFTER AMENDMENT | MINUS | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE   | ADDITIONAL FEE | RATE                          | ADDITIONAL FEE |
| AMENDMENT   | 1/15/02   | 34                               | Minus | 34                                 | =             | X \$   |                | X \$                          |                |
|   |   | 4                                | Minus | 4                                  | =             | X \$   |                | X \$                          |                |
|   | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |       |                                    |               | +  | \$             | +                             | \$             |
|   |   |                                  |       |                                    |               | TOTAL ADD'L FEE  |                | TOTAL ADD'L FEE               |                |
| (Column 1)  |   | (Column 2)                       |       | (Column 3)                         |               | SMALL ENTITY   |                | OR<br>OTHER THAN SMALL ENTITY |                |
| AMENDMENT   | DATE  | CLAIMS REMAINING AFTER AMENDMENT | MINUS | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE   | ADDITIONAL FEE | RATE                          | ADDITIONAL FEE |
| AMENDMENT   | 1/31/03   | 15                               | Minus | 34                                 | =             | X \$   |                | X \$                          |                |
|   |   | 4                                | Minus | 4                                  | =             | X \$   |                | X \$                          |                |
|   | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |       |                                    |               | +  | \$             | +                             | \$             |
|   |   |                                  |       |                                    |               | TOTAL ADD'L FEE  |                | TOTAL ADD'L FEE               |                |
| (Column 1)  |   | (Column 2)                       |       | (Column 3)                         |               | SMALL ENTITY   |                | OR<br>OTHER THAN SMALL ENTITY |                |
| AMENDMENT   | DATE  | CLAIMS REMAINING AFTER AMENDMENT | MINUS | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE   | ADDITIONAL FEE | RATE                          | ADDITIONAL FEE |
| AMENDMENT   | 1/26/05   | 78                               | Minus | 39                                 | = 39          | X \$   |                | X \$                          | 50 = 1950      |
|   |   | 9                                | Minus | 7                                  | = 2           | X \$   |                | X \$                          | 200 = 400      |
|   | FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) |                                  |       |                                    |               | +  | \$             | +                             | \$             |
|   |   |                                  |       |                                    |               | TOTAL ADD'L FEE  |                | TOTAL ADD'L FEE               | 2350           |

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/989,289 Confirmation No.: 9536  
Applicant(s): Morrow et al.  
Filed: November 20, 2001  
Art Unit: 2831  
Examiner: Anton B. Harris  
Title: TONEABLE CONDUIT AND METHOD OF PREPARING SAME

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Only

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M34  
6/3/04

Docket No.: 030879.238175  
Customer No.: 00826

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL AMENDMENT  
37 C.F.R. § 1.121

Sir:

In response to the Office Action dated May 7, 2003 and as a supplement to the Amendment filed August 7, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.

07/09/2004 WABR/HAN1 00000038 09989289

01 FC:1202 90.00 OP  
02 FC:1201 172.00 OP

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

AppL No.: 09/989,289  
Applicant(s): Morrow et al.  
Filed: November 20, 2001  
Art Unit: 2831  
Examiner: Anton B. Harris  
Title: TONEABLE CONDUIT AND METHOD OF PREPARING SAME

Confirmation No.: 9536

Docket No.: 030879.238175  
Customer No.: 00826

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT  
37 C.F.R. § 1.121

Sir:

In response to the final Office Action dated October 20, 2004 and concurrent with the filing of a Request for Continued Examination, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks begin on page 16 of this paper.

*Fee  
Only*

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